



211813US0

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: :
Elisabeth PICARD-LESBOUEYRIES, et al. : EXAMINER: JIANG
SERIAL NO.: 09/941,589 :
FILED: AUGUST 30, 2001 : GROUP ART UNIT: 1617
FOR: FOAMING COSMETIC CREAM FOR TREATING
GREASY SKIN AND METHODS FOR USING THE SAME

#10/B
N.E.
#K10
10/10/02

AMENDMENT AND REQUEST FOR RECONSIDERATION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

In response to the Office Action mailed July 2, 2002, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks.

IN THE CLAIMS

Please cancel claim 3 without prejudice.

REMARKS

The pending claims relate to foaming cream compositions comprising a surfactant system such that at least one paracrystalline phase of the direct and/or cubic hexagonal type appears when the temperature increases above 30°C and remains present up to at least 45°C, and an active agent (anti-seborrhoeic or antimicrobial agent). The unique surfactant system

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Docket No. 211813US0

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SERIAL NO: 09/941,589

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FOR: FOAMING COSMETIC CREAM FOR TREATING GREASY SKIN AND METHODS FOR
SAME



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WASHINGTON, D.C. 20231

SIR:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required
- ☐ Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 is claimed.
- ☒ Additional documents filed herewith: Marked-Up Copy of Amendment

The Fee has been calculated as shown below:

| CLAIMS | CLAIMS REMAINING | | HIGHEST NUMBER PREVIOUSLY PAID | NO. EXTRA CLAIMS | RATE | CALCULATIONS | |
|-------------|---------------------|--|---|---------------------|-----------|--------------|--------|
| TOTAL | 28 | MINUS | 29 | 0 | × \$18 = | \$0.00 | |
| INDEPENDENT | 2 | MINUS | 3 | 0 | × \$84 = | \$0.00 | |
| | | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS | | | + \$280 = | \$0.00 | |
| | | TOTAL OF ABOVE CALCULATIONS | | | | | \$0.00 |
| | | <input type="checkbox"/> Reduction by 50% for filing by Small Entity | | | | | \$0.00 |
| | | <input type="checkbox"/> Recordation of Assignment | | | | + \$40 = | \$0.00 |
| | | TOTAL | | | | | \$0.00 |

- ☐ A check in the amount of _____ is attached.
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. § 1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Richard A. Treanor
Registration No. 36,379

Jeffrey B. McIntyre
Registration No. 36,867



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Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 10/00)